



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

APR 01 2009

REPLY TO THE ATTENTION OF:

LR-8J

Mr. Scott J. O'Laughlin
General Manager
City of Midland Sanitary Landfill
333 West Ellsworth Street
Midland, Michigan 48640

Re: Off-Site Rule Acceptability Determination
City of Midland Sanitary Landfill
MDEQ 0306

Dear Mr. O'Laughlin:

This letter is in response to your June 10, 2008 letter to William Damico regarding the City of Midland Sanitary Landfill, Midland, Michigan request for CERCLA Off-Site Rule acceptability.

Pursuant to 40 C.F.R. § 300.440 (b), my staff has determined that City of Midland Sanitary Landfill, Midland, Michigan meets the acceptability criteria. Therefore, the City of Midland Sanitary Landfill 4311 East Ashman Street, Midland, Michigan is acceptable to receive waste from CERCLA sites.

This acceptability determination is based on the assumption that only wastes which comply with the permits issued to City of Midland Sanitary Landfill will be accepted. It is your responsibility to review any proposed waste streams for compliance with the permits for your facility.

Please note that this determination is based on the available information at the time of the review. Your status could be changed any time relevant information becomes available according to the procedures in 40 C.F.R. § 300.440 (d). Generators who need to use a currently acceptable facility should verify the current acceptability of any facilities they wish to use with the appropriate Regional Off-Site Rule Contact(s).

If you have questions, please contact Mr. Damico at (312) 353-8207, United States Environmental Protection Agency, Region 5 – LR-8J, 77 W. Jackson Boulevard, Chicago, Illinois 60604.

Sincerely,

A handwritten signature in cursive script that reads "Willie H. Harris".

Willie H. Harris, P.E.
Chief, RCRA Branch
Land and Chemicals Division

cc: Tom Fox, Saginaw Bay District Office, Michigan Department of Environmental Quality